

CCRB INVESTIGATIVE RECOMMENDATION

Investigator: Lianne May	Team: Squad #7	CCRB Case #: 202000596	<input checked="" type="checkbox"/> Force	<input type="checkbox"/> Discourt.	<input type="checkbox"/> U.S.
			<input checked="" type="checkbox"/> Abuse	<input type="checkbox"/> O.L.	<input type="checkbox"/> Injury
Incident Date(s) Wednesday, 01/08/2020 1:00 PM	Location of Incident: 2184 Nostrand Ave, Brooklyn 11210	Precinct: 70	18 Mo. SOL 7/8/2021	EO SOL 2/22/2022	
Date/Time CV Reported Thu, 01/09/2020 11:00 AM	CV Reported At: IAB	How CV Reported: Phone	Date/Time Received at CCRB Thu, 01/23/2020 11:09 AM		

Complainant/Victim	Type	Home Address

Subject Officer(s)	Shield	TaxID	Command
1. POM Cameron Evelyn	03980	928262	070 PCT

Officer(s)	Allegation	Investigator Recommendation
A.POM Cameron Evelyn	Abuse: Police Officer Cameron Evelyn threatened to arrest § 87(2)(b)	
B.POM Cameron Evelyn	Force: Police Officer Cameron Evelyn used physical force against § 87(2)(b)	

Case Summary

On January 9, 2020, § 87(2)(b) called the NYPD IAB to complain about an officer on behalf of her daughter, § 87(2)(b) (BR1).

On January 8, 2020 at 12PM, § 87(2)(b) was in a deli at 2184 Nostrand Avenue in Brooklyn when she saw Police Officer Cameron Evelyn of the 70 Precinct. In the process of PO Evelyn picking her up for truancy, § 87(2)(b) alleged that PO Evelyn touched his handcuffs and then held her arm when leaving the deli (**Allegation (A) Abuse of**

Authority: § 87(2)(g) **Allegation (B) Force:** § 87(2)(g)

The nature of the incident did not require the use of BWC as per the Patrol Guide.

Findings and Recommendations

Allegation (A) Abuse of Authority: Police Officer Cameron Evelyn threatened to arrest

§ 87(2)(b)

On January 8, 2020, § 87(2)(b) was a § 87(2)(b) student at § 87(2)(b). She left § 87(2)(b) at approximately 12PM and went to a deli at 2184 Nostrand Avenue. She told the investigation that she knew she was supposed to be in school at this time (BR2). Officer Evelyn was doing a truancy sweep and went into the deli (BR3). PO Evelyn called and verified with § 87(2)(b) secretary that § 87(2)(b) needed to be in school.

PO Evelyn and § 87(2)(b) then provided consistent testimony. PO Evelyn repeatedly asked for § 87(2)(b)'s identification and stated she needed to go back to school. § 87(2)(b) ignored PO Evelyn's requests, refused to give her identification, and cursed at him. § 87(2)(b) alleged that PO Evelyn threatened to arrest her and touched his handcuffs (BR2). PO Evelyn denied this allegation and told the investigation that because truancy is not a crime, she could not have been arrested. (BR3).

§ 87(2)(b), § 87(2)(g)

Allegation (B) Force: Police Officer Cameron Evelyn used physical force against § 87(2)(b)

PO Evelyn continued to tell § 87(2)(b) that she needed to be back in school. She ignored his repeated attempts and was talking on the phone. She alleged that Officer Evelyn grabbed her left arm near her elbow, and he held her arm to walk her out to a marked van (BR2). PO Evelyn testified that § 87(2)(b) walked out voluntarily by following him to the van and denied holding her arm (BR3).

The NYPD Patrol Guide section 221-01 entitled "Force Guidelines" explains that Force may be used when it is reasonable to ensure the safety of a member of the service or a third person, or otherwise protect life, or when it is reasonable to place a person in custody or to prevent escape from custody. In all circumstances, an application of force must be reasonable under the circumstances. The Patrol Guide goes on to state that the reasonableness of the use of force is based upon the totality of the circumstances known by the MOS at the time of the use of force (BR4).

Both § 87(2)(b) and PO Evelyn testified that she was purposefully refusing to cooperate with PO Evelyn for the entire incident. § 87(2)(b), § 87(2)(g)

Civilian and Officer CCRB Histories

- This is the first CCRB complaint to which § 87(2)(b) has been a party (BR5).
- This is the first CCRB complaint to which § 87(2)(b) has been a party (BR6).
- Police Officer Cameron Evelyn has been a member of service for 19 years and has been subject in 14 CCRB complaints and 29 allegations, none of which have been substantiated (BR7). § 87(2)(g)

Mediation, Civil and Criminal Histories

- § 87(2)(b) declined to mediate this complaint.
- As of February 7, 2020, the New York City Office of the Comptroller has no record of a Notice of Claim being filed regarding this complaint (BR8).
- Because § 87(2)(b) is § 87(2)(b) no criminal conviction history is available.

Squad No.: 7

Investigator: Lianne May Investigator Lianne May October 21, 2020
Signature Print Title & Name Date

Squad Leader: _____ Manager Vanessa Rosen October 22, 2020

Signature Print Title & Name Date

Reviewer: _____

Signature _____ Print Title & Name _____ Date _____